IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FOURTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.15367 of 2000

Between:

Pokala Chiranjeevi (Minor), S/o.Pokala Indra Prakash
17 years nine months being minor Rep. by his Father and Natural Guardian, Pokala Indra Prakash S/o.Chiranjeevi,
aged about 52 years, R/o.D.No.6-1-343/5, Padmarao Nagar, Secunderabad.

..... PETITIONER

AND

1 The Government of Andhra Pradesh, rep. by its Secretary, Social

Welfare Department, Secretariat, Hyderabad.
2 The Commissioner of Tribal Welfare, AP Telugu Samkshema Bhavan,

Masab Tank, Hyderabad.
3 The Convenor, EAMCET - 2000
Jawaharlal Nehru Technological University, Hyderabad.
4 The District Collector
Hyderabad.
5 The Mandal Revenue Officer,
Musheerabad Mandal, Hyderabad.
6 The Director TCR & II, II Floor
T.S. Bhavan Masab Tank,
Hyderabad.
7 The Principal, Arora's Engineering College (Affiliated to JNTU)
Bhongir, Nalgonda District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate writ, order or direction declaring

the action of the respondents 2 and 3 in not granting admission to the petitioner in the 1st year B.Tech Course as per merit pursuant to EAMCET - 2000 basing on the Community, Nativity and Date of Birth Certificate issued by the Mandal Revenue Officer, Musheerabad Mandal and keeping the seat in abeyance in the name of further examining the claim of the petitioner with regard to the her Social Status as Scheduled Tribe pursuant to the memo Rc.No.816/2000/TRI/VC-2 dt.7.8.2000 issued by the 2nd respondent as illegal, arbitrary, unreasonable, without jurisdiction and violative of Article 14 of the Constitution of India besides being opposed to the very spirit and object of Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act and the Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Issue of Community, Naltivity and Date of Birth Certificates Rules, 1997 and consequently direct the Respondents 2 and 3 herein to grant admission to the petitioner herein in the 1st year B.Tech course as per the merit on the basis of the community, nativity and Date of Birth Certificate issued by the Mandal Revenue Officer, Musheerabad Mandal and produced already by the petitioner.

Counsel for the Petitioner: MR. A.V.SESHA SAI

Counsel for the Respondents: GP FOR SOCIAL WELFARE

The Court made the following:

ORDER:

This writ petition is filed seeking a Mandamus to declare the action of the respondent Nos.2 and 3 in not granting admission to the petitioner in the I-year B. Tech Course as per the merit pursuant to EAMCET - 2000 and on the basis of the Community, Nativity and Date of Birth Certificate issued by the Mandal Revenue Officer, Musheerabad Mandal as illegal and arbitrary and to direct the respondent Nos.2 and 3 to admit the petitioner in the I-year B. Tech Course as per the merit and on the basis of the Community, Nativity and Date of Birth Certificate issued by the Mandal Revenue Officer, Musheerabad Mandal.

This Court, at the time of admission, has passed an interim order in WPMP No.19496 of 2000, dated 21.08.2000, which reads as follows:

"There shall be an interim direction to the respondents to give admission to the petitioner in the first year B. Tech Course according to the merit in the EAMCET and on the basis of the Community, Date of Birth and Nativity Certificate issued by the Mandal Revenue Officer, Musheerabad.

The G.P. for Social Welfare takes notice."

When the matter is taken up for hearing, it is represented by the learned counsel for the petitioner that pursuant to the interim orders passed by this Court in WPMP No.19496 of 2000, dated 21.08.2000, the petitioner was admitted in the B. Tech

Course and he has completed the said Course, and therefore, no further orders are required to be passed in this writ petition.

Recording the said submission made by the learned counsel for the petitioner, the writ petition is closed. No costs.

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N.V. RAMANA, J.

Date: 14.06.2005

Nsr

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Secretary, Social Welfare Department, Government of Andhra

Pradesh, Secretariat, Hyderabad.
2 The Commissioner of Tribal Welfare, AP Telugu Samkshema Bhavan,

Masab Tank, Hyderabad.

3 The Convenor, EAMCET - 2000
Jawaharlal Nehru Technological University, Hyderabad.

4 The District Collector
Hyderabad.

5 The Mandal Revenue Officer,
Musheerabad Mandal, Hyderabad.

6 The Director TCR & II, II Floor
T.S. Bhavan Masab Tank,
Hyderabad.

7 The Principal, Arora's Engineering College (Affiliated to JNTU)
Bhongir, Nalgonda District.

8 Two CCs to GP for Social Welfare, High Court Buildings, Hyderabad

(OUT)

9 Two CD copies